

FEB 1 2004
PATENT & TRADEMARK OFFICE

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND
INTERFERENCES

Client-Matter No.: 66797-117

In re Application of Huse and Freedman

Serial Number: 09/839,469

Filed: April 20, 2001

For: METHOD FOR IDENTIFYING OPTIMAL
BINDING LIGANDS TO A RECEPTOR

Group Art Unit: 1639

Examiner: M. Baker

Confirmation No.: 2981

FEB 24 2004

Applicant hereby appeals to the Board of Appeals from the decision dated August 12, 2003.

1. Appeal fee (37 C.F.R. 1.17(b))

other than small entity \$330.00
 small entity \$165.00
 Verified statement attached
 verified statement previously filed in parent application 09/169,048, and such status is still proper.

2. A petition for an extension of time for reply to the rejection is attached.

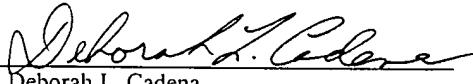
Extension fee (37 C.F.R. 1.17(a) - (c))
 other than small entity
 \$110.00 \$420.00 \$950.00 \$1,480.00
 small entity
 verified statement attached
 verified statement previously filed in parent application 09/169,048, and such status is still proper.

 \$55.00 \$210.00 \$475.00 \$740.00

3. Please charge my Deposit Account No. 502624 the amount of \$640.00, \$475.00 of which covers the fee for a three-month extension of time and \$165.00 which covers the notice of appeal fee. A duplicate copy of this sheet is enclosed.

4. The Commissioner is authorized to charge any additional fees required to file a Notice of Appeal to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.

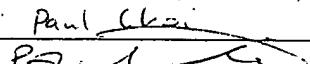
February 12, 2004
Date February 12, 2004


Deborah L. Cadena
Registration No.: 44,048
Agent for Applicant

McDERMOTT, WILL & EMERY
4370 La Jolla Village Drive
Suite 700
San Diego, California 92122
858-535-9001

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"EXPRESS MAIL" MAILING LABEL NUMBER:
EV 400553040 US
DATE OF DEPOSIT: February 12, 2004
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE"
SERVICE 37 C.F.R. 1.10 ON THE DATE INDICATED
ABOVE, AND IS ADDRESSED TO: COMMISSIONER FOR
PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-
1450.

02/20/2004 SZEWDIE1 00000142 502624 09839469
02 FC:2401 165.00 DA


Paul J. C.

Inventors: Huse and Freedman

Serial No.: 09/839,469

Filed: April 20, 2001

Page 2

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge to Deposit Account No. 502624 any fees under 37 CFR 1.17 which may be required under 37 CFR 1.136(a)(3) for an extension of time in any concurrent or future reply requiring a petition for extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



Deborah L. Cadena
Registration No. 44,048

McDERMOTT, WILL & EMERY
4370 La Jolla Village Drive
Suite 700
San Diego, California 92122
858-535-9001

FEB 12 2004
 PATENT & TRADEMARK OFFICE

AMENDMENT TRANSMITTAL LETTER		CLIENT-MATTER NO.: 66797-117 (P-IX 4692)	
SERIAL NO: 09/839,469	FILING DATE: April 20, 2001	EXAMINER: M. Baker	GROUP ART UNIT: 1639 CONFIRMATION NO.: 2981
INVENTION: METHOD FOR IDENTIFYING OPTIMAL BINDING LIGANDS TO A RECEPTOR			

Mail Stop AF
 TO: Commissioner For Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
 "EXPRESS MAIL" MAILING LABEL NUMBER: EV 400553040 US
 DATE OF DEPOSIT: February 12, 2004
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 THE DATE INDICATED ABOVE, AND IS ADDRESSED TO:
 COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA
 22313-1450.

FEB 24 2004

Tuan Choi
 (TYPED OR PRINTED NAME OR PERSON MAILING PAPER OR FEE)

Tuan Choi
 (SIGNATURE OF PERSON MAILING PAPER OR FEE)

Transmitted herewith is a Response to the Office Action mailed August 12, 2003, in the above-identified application.

- Small Entity status of this application has been established under 37 CFR 1.27.
- Petition for Three-Month Extension of Time is enclosed (in duplicate).
- Notice of Appeal (in duplicate).
- Terminal Disclaimer with fee under 37 C.F.R. 1.20(d) is enclosed.
- No additional claims fee is required.
- An additional claims fee is required and has been calculated as shown below:

CLAIMS AS AMENDED

	NUMBER AFTER AMEND- MENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER OF EXTRA CLAIMS PRESENTED	RATE		FEE	
				SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
TOTAL CLAIMS	18	-	20	-	0	x \$9	\$18
INDEPEN- DENT CLAIMS	2	-	3	-	0	x \$42	\$84
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM	YES		XX NO	\$140	\$280	=	\$0.00
				TOTAL ADDITIONAL FEE		\$0.00	\$

* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

** If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

*** If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 0, write "0" in the space.

- Please charge my Deposit Account No. 502624 the amount of \$640.00, \$475.00 of which covers the fee for a three-month extension of time and \$165.00 covers the notice of appeal fee. A duplicate copy of this sheet is enclosed.